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Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

PEARISON WOODS,
Plaintiff,

vs.

AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL EMPLOYEES,
AFL-CIO; and AMERICAN FEDERATION
OF STATE, COUNTY AND MUNICIPAL
EMPLOYEES LOCAL 4041,
Defendants.

Case No.: 2:23-cv-01934-RFB-DJA

**STIPULATED DISCOVERY PLAN
AND SCHEDULING ORDER**

SPECIAL SCHEDULING REVIEW REQUESTED

Plaintiff Pearison Woods, Defendant American Federation of State, County and Municipal
Employees, AFL-CIO, and Defendant American Federation of State, County and Municipal
Employees Local 4041, by and through their respective counsel of record, participated in the meeting

1 required under Fed. R. Civ. P. 26(f), held on **February 12, 2024**. Pursuant to Fed. R. Civ. P. 26(f)
2 and LR 26-1(b), the parties stipulate to the following discovery plan and scheduling order:

3 1. The initial disclosures to be made pursuant to Fed. R. Civ. 26(a)(1) shall be made by
4 **February 26, 2024**, two weeks after the date that the parties held their initial meeting pursuant to
5 Fed. R. Civ. P. 26(f).

6 2. Unless otherwise limited by subsequent stipulations, the parties shall be allowed to
7 conduct discovery to the full extent permitted under the Federal Rules of Civil Procedure.

8 3. The attorneys of record in this matter are registered for electronic filing with this
9 Court. Any documents electronically filed with this Court are deemed to be sufficiently served on
10 the other party as of the date that the document is electronically filed with this Court.

11 Pursuant to LR 26-1(e), the parties do hereby additionally stipulate to the following discovery
12 plan and scheduling order:

13 1. Discovery Cut-Off Date: **September 23, 2024**, which is 240 days from January 26,
14 2024, the date on which Defendant American Federation of State, County and Municipal Employees,
15 AFL-CIO, filed its Answer and Affirmative Defenses [ECF No. 9] and Defendant American
16 Federation of State, County and Municipal Employees Local 4041 filed its Motion to Dismiss for
17 Failure to State a Claim under FRCP 12(b)(6) [ECF No. 11].¹ Any stipulations or motions to extend
18 the discovery period shall be filed no later than **September 3, 2024**, 21 days prior to the scheduled
19 discovery cut-off, as required by LR 26-4. Any stipulations or motions to extend any other deadlines
20 set forth below shall be filed no later than 21 days prior to the applicable deadline set forth below.

21 2. Amending the Pleadings and Adding Parties: All motions to amend the pleadings or
22 to add parties shall be filed not later than **June 25, 2024**, 90 days prior to the scheduled close of
23 discovery.

24 3. Fed. R. Civ. P. 26(a)(2) Disclosures (Experts): Disclosures concerning experts shall
25 be made by **July 25, 2024**, 60 days before the close of discovery. Disclosures respecting rebuttal
26

27 ¹ The 240-day discovery period is the only deviation from the standard discovery deadlines.
28 The additional time is requested due to the geographic dispersal of parties and witnesses, which may
affect the scheduling of depositions.

experts shall be made by **August 26, 2024**, 30 days after the initial disclosure of experts.

4. Dispositive Motions: The date for filing dispositive motions shall be not later than **October 23, 2024**, 30 days after the discovery cut-off date. In the event that the discovery period is extended from the discovery cut-off date set forth in this Stipulated Discovery Plan and Scheduling Order, the date for filing dispositive motions shall be extended for the same duration, to be not later than 30 days from the subsequent discovery cut-off date.

5. Pretrial Order: The date for filing the joint pretrial order shall be not later than **November 22, 2024**, 30 days after the date set for filing dispositive motions. In the event that dispositive motions are filed, the date for filing the joint pretrial order shall be suspended until 30 days after decision on the dispositive motions or until further order of the court.

6. Fed. R. Civ. P. 26(a)(3) Disclosures: The disclosures required by Fed. R. Civ. P. 26(a)(3), and any objections thereto, shall be included in the pretrial order.

7. Alternative Dispute Resolution: The parties certify that they met and conferred about the possibility of using alternative dispute-resolution processes including mediation, arbitration, and early neutral evaluation. The parties agree that this matter is appropriate for the court's early neutral evaluation program.

8. Alternative Forms of Case Disposition: The parties certify that they considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, and to the use of the Short Trial Program (General Order 2013-01). The parties did not agree to consent to trial by magistrate judge or to the use of the Short Trial Program.

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9. Electronic Evidence: The parties certify that they discussed whether they intend to present evidence in electronic format to jurors for the purposes of jury deliberations. The parties have agreed to produce electronically-stored evidence in either paper or .pdf format, absent a showing of good cause for such evidence to be produced in native format.

DATED: 12 February 2024.

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IT IS SO ORDERED.

DATED: 2/13/2024



DANIEL J. ALBRECHTS
UNITED STATES MAGISTRATE JUDGE